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09/809456



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March 15, 2001

EXPRESS MAIL NO. EL603009932US

Box Patent Application

Assistant Commissioner for Patents

Washington DC 20231

Attorney Docket No. 0492611-0383TRANSMITTAL LETTER – SMALL ENTITY APPLICATION

Dear Sir:

Please find enclosed a patent application and formal papers as follows:

Applicant(s): Henning Madry, Gordana Vunjak-Novakovic, Stephen B. Trippel, Lisa Freed, and Robert Langer

Title: TISSUE ENGINEERING ENHANCED BY THE TRANSFER OF A GROWTH FACTOR GENE

No. Pages Specification: 27; No. Pages Claims 7; No. Pages Drawing 3; No. Pages Abstract 1.

Basic Filing Fee (Small Entity) \$355.00

Additional Fees:

Total Number of Claims in excess of 20: $(42 - 20) \times \$9$ \$198.00

Number of Independent Claims in excess of 3: $(5 - 3) \times \$40$ \$80.00

Multiple Dependent Claims: \$.00

Total Filing Fee: \$633.00

Also enclosed are: Petition to Include Color Figures Under 37 CFR 1.84(2)
Check in the amount of **\$633**
2 extra copies of color figures

Please charge any additional fees or credit any overpayments to our Deposit Account No. 03-1721.

If this application is found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would helpfully advance prosecution, please telephone the undersigned at (617) 248-5000. Correspondence should be addressed to the undersigned at Choate, Hall & Stewart, 53 State Street, Boston, MA 02109.

Kindly acknowledge receipt of the foregoing application by returning the self-addressed postcard.

Respectfully submitted,

Valarie B. Rosen, Reg. No. 45,698

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Madry, *et al.* Examiner:
Express Mail No.: EL603009932US Art Unit:
Filing Date: herewith Attorney Docket: 0492611-
0383/MIT9015
Title: TISSUE ENGINEERING ENHANCED BY THE TRANSFER OF A
GROWTH FACTOR GENE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

PETITION TO INCLUDE COLOR FIGURES UNDER 37 C.F.R. 1.84(a)(2)

Applicant requests that color figures be accepted with this application. The color figures are micrographs of stained sections of engineered tissue. The stains cause the tissue to adopt a specific color indicating extracellular matrix components and other materials that may be present in the tissue. Without color, one could not adequately convey to one skilled in the art the histological effects of the various techniques disclosed in the application, including the techniques of the invention and various experimental controls. Three copies of the color figures are included. The specification of the application contains the statement required by 37 C.F.R. §1.84(a)(2)(iii).

Please charge the \$130.00 petition fee and any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,



Valarie B. Rosen, Ph.D.
Registration Number 45,698

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Dated: March 15, 2001

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